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5	UNITED STAT	ES DISTRICT COURT	
6	DISTRICT OF NEVADA		
7	OCCIDENTAL FIRE & CASUALTY OF NORTH CAROLINA,	2:09-CV-2207 JCM (VCF)	
8	Plaintiff,		
9	,		
10	V.		
11	INTERMATIC INCORPORATED, et al.,		
12	Defendants.		
13	Defendants.		
14			
15	ORDER		
16	Presently before the court is plaintiff Occidental Fire & Casualty of North Carolina's motion		
17	to voluntarily dismiss Sysco Food Service of Las Vegas, Inc. ("Sysco"). (Doc. # 143).		
18	Plaintiff seeks to dismiss its claims against Sysco pursuant to Fed. R. Civ. P. 41(a)(2) with		
19	prejudice. (Doc. # 11). Pursuant to Fed. R. Civ. P. 41(a)(2), the court may dismiss an action at		
20	plaintiff's request on terms the court considers proper.		
21	Here, Sysco has not asserted any counterclaims. Thus, the court finds that there will be no		
22	prejudice to any remaining party in this matter if dismissal is granted.		
23	Accordingly,		
24	IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that plaintiff Occidental Fire		
25	& Casualty of North Carolina's motion to voluntarily dismiss Sysco Food Service of Las Vegas, Inc.,		
26	(doc. # 143) be, and the same hereby is, GRANTED.		
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James C. Mahan U.S. District Judge			

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1	IT IS FURTHER ORDERED that plaintiff's claims against Sysco are dismissed with
2	prejudice.
3	DATED April 25, 2013.
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5	UNITED STATES DISTRICT JUDGE
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James C. Mahan U.S. District Judge